

**ENTERED**  
August 19, 2021  
Nathan Ochsner, Clerk

**TOSHIBA INTERNATIONAL  
CORPORATION,**

**PLAINTIFF,**

**v.**

**VINOD VEMPARALA, an individual,  
V2V SOLUTIONS, LLC,  
RUDOLPH CULP, as independent  
administrator of the ESTATE  
OF PABLO D'AGOSTINO,  
PD RENTALS, LLC, and  
JANUARY 22 1992, LLC,**

**DEFENDANTS.**

**No. 4:19-cv-04274**

## JURY TRIAL DEMANDED

Pending before the Court is Toshiba International Corporation (“TIC”) and Defendants Rudolph Culp as Independent Administrator of the Estate of Pablo D’Agostino, PD Rentals, LLC, and January 22 1992, LLC’s (collectively, the “D’Agostino Defendants”) Stipulation of Dismissal Without Prejudice of Toshiba International Corporation’s Claims Against the D’Agostino Defendants (“the Stipulation”) (ECF No. 399).

Upon consideration, the Court, having considered the stipulation of TIC and the D'Agostino Defendants, and good cause appearing therefore, orders as follows:

1. Subject to the Tolling Agreement executed by TIC and the D'Agostino Defendants and attached as Exhibit 1 to the Stipulation, all claims asserted by TIC against the D'Agostino Defendants are dismissed without prejudice pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure.

2. Each party shall bear its own costs and attorneys' fees in connection with this action.

3. This Order does not affect the rights or claims of TIC against any defendant or alleged co-conspirator in this litigation other than the D'Agostino Defendants, and this case will continue as to Defendants Vinod Vemparala and V2V Solutions, LLC.

SIGNED at Houston, Texas on this 18 day of Aug, 2021.

  
DAVID HITTNER  
United States District Judge